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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/695,998	10/30/2003	Motokazu Kawaki	244696US2	5657

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EXAMINER
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WINTER, JOHN M

ART UNIT	PAPER NUMBER
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3621

DATE MAILED: 10/20/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b> 10/695,998	<b>Applicant(s)</b> KAWAKI, MOTOKAZU	
	<b>Examiner</b> John M. Winter	<b>Art Unit</b> 3621	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 30 October 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1-10 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-10 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)   | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date <u>6/24/2005, 6/5/2005, 10/30/2003</u> | 6) <input type="checkbox"/> Other: _____  |

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### DETAILED ACTION

Claims 1-10 have been examined

#### *Claim Rejections - 35 USC § 112*

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

Claims 7 and 10 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. These claims recite the limitation "plural pieces of use restriction information registered user by user" this limitation is vague and indefinite, no limitation is imposed upon the claimed invention.

#### *Claim Rejections - 35 USC § 103*

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1 – 10 are rejected under 35 U.S.C. 103(a) as being unpatentable over Cooper et al. (US Patent 5,563,946) in view of Srinivasan (US Patent 6,460,076).

As per claim 1,

Cooper et al ('946) discloses a contents reproducing apparatus for acquiring encrypted data, reproducing image data from contents data restored from said encrypted data and displaying said image data on a browser screen of a browser, said apparatus comprising:  
decryption means for decrypting said encrypted data;(Figure 21)  
memory means for temporarily storing the contents data restored by said decryption means and use restriction information of said restored contents data; (Figure 24 – column 8, lines 4-6 )

display process means for displaying the image data reproduced from said contents data stored in said memory means on said browser screen; (Figure 3)

Cooper et al ('946) does not explicitly disclose contents reproduction control means for generating a browser assisting function in accordance with said use restriction information of said contents data, while inhibiting usage of a contents using function of said browser, and executing said contents using function inhibited by said browser assisting function. Srinivasan ('076) discloses contents reproduction control means for generating a browser assisting function

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in accordance with said use restriction information of said contents data, while inhibiting usage of a contents using function of said browser, and executing said contents using function inhibited by said browser assisting function. (Column 6, lines 13-42) It would be obvious to one having ordinary skill in the art at the time the invention was made to combine the Cooper et al ('946) method with the Srinivasan ('076) method in order to prevent copyright infringement by preventing unauthorized usage.

Claims 5 and 8 are in parallel with claim 1 and are rejected for at least the same reasons.

As per claim 2,

Cooper et al ('946) discloses the contents reproducing apparatus according to claim 1, Cooper et al ('946) does not explicitly disclose use restriction control means which is activated by said contents reproduction control means and invalidates an operation signal input from input means in accordance with said use restriction information of said contents data. Srinivasan ('076) discloses use restriction control means which is activated by said contents reproduction control means and invalidates an operation signal input from input means in accordance with said use restriction information of said contents data. (Column 6, lines 13-42) It would be obvious to one having ordinary skill in the art at the time the invention was made to combine the Cooper et al ('946) method with the Srinivasan ('076) method in order to prevent copyright infringement by preventing unauthorized usage.

As per claim 3

Cooper et al ('946) discloses the contents reproducing apparatus according to claim 1, further comprising an interface section to connect to a network so that said encrypted data is acquired from a server system connected to said network. (Figure 2)

As per claim 4

Cooper et al ('946) discloses the contents reproducing apparatus according to claim 1 further comprising medium reading means for acquiring said encrypted data recorded in a recording medium. (Figure 3 – disk controller, diskette controller etc..)

As per claim 4

Cooper et al ('946) discloses the contents reproducing apparatus according to claim 1

As per claim 6

Cooper et al ('946) discloses the contents reproducing apparatus according to claim 5 Official Notice is taken that "identification information are composed of a user ID and a password" is common and well known in prior art in reference to authentication protocols. It would have been obvious to one having ordinary skill in the art at the time the invention was made to use a combination of a name and a password in order to provide secure non-anonymous access to a service

Claim 9 is in parallel with claim 6 and is rejected for at least the same reasons.

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**Conclusion**

Examiners note: Examiner has cited particular columns and line numbers in the references as applied to the claims above for the convenience of the applicant. Although the specified citations are representative of the teachings of the art and are applied to the specific limitations within the individual claim, other passages and figures may apply as well. It is respectfully requested from the applicant in preparing responses, to fully consider the references in entirety as potentially teaching all or part of the claimed invention, as well as the context of the passage as taught by the prior art or disclosed by the examiner.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to John M. Winter whose telephone number is (571) 272-6713. The examiner can normally be reached on M-F 8:30-6, 1st Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrew Fischer can be reached on (571) 272-6779. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



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